

**AMENDMENT TO MR. TAUZIN'S AMENDMENT
OFFERED BY MR. BROWN OF OHIO**

(Page & line nos. refer to Chairman's Mark of June 17, 2003)

At the end of subtitle B of title II, insert the following new section (and conform the table of contents accordingly):

1 **SEC. 236. CONSUMER PROTECTIONS FOR ENROLLEES IN**
2 **MEDICARE ADVANTAGE PLANS.**

3 (A) IN GENERAL.—Section 1857(d) (42 U.S.C. 1395w-
4 27(d)) is amended by adding at the end the following new para-
5 graph:

6 “(6) REFUND OF VALUE OF SUPPLEMENTAL BENE-
7 FITS IN CERTAIN WITHDRAWALS.—Each contract with an
8 organization under this section shall require the organiza-
9 tion, in the case of a termination of the contract at the re-
10 quest of the organization within 2 years after the date on
11 which an enrollee enrolls under the plan offered by the or-
12 ganization, to pay to that enrollee under the plan the fair
13 market value of the supplemental benefits that would other-
14 wise have been made available under the plan but for such
15 termination to the enrollee during the 2-year period that
16 begins on the date of such termination.